RICHES, CKENZIE & HERBERT LLP

RISTERS & SOLICITORS ENT & TRADE MARK AGENTS PAUL HERBERT, B.SC., PHM.,LL.B. BRANT LATHAM, S.A.SC. (CHEM.ENG.), LL.B., P DAN HITCHCOCH, B.ENG., LL.B., P.ENG. GAR'S M. TRAVIS, B.SC. (GEOL.), LL.B. JEFF PERVANAS, B.A.SC. (ENG.SCI.), LL.B. JASON LEUNG, B.SC. (GENETICS), J.D.

CHRISTOPHER B. WATSON, B.A.SC. (CIVIL ENG.), LL.B. ROSAMARIA LONGO, B.SC. (NEUROSCIENCE), LL.B.

ATENT & TRADE MARK AGENTS A. LEONARD GROVE MARTA TANDORI CHENG

SÚÎTE 1800 **BLOOR STREET EAST**

ORONTO, CANADA M4W 3J5

October 21, 2003

TELEPHONE

(416) 961-5000

FAX

(416) 961-5081

E-MAIL riches@patents-toronto.com

CONTINUING THE PRACTICE OF GEORGE H. RICHES AND ASSOCIATES **ESTABLISHED 1887**

MAIL STOP NON-FEE AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA, U.S.A. 22313-150

ORIGINAL BY MAIL **COPY BY FACSIMILE** 703-872-9306 No. of pages - 10

Re:

Owner: NIZAMUDDIN, Nash

Patent Application in U.S.A. Serial No.

: 09/909020

Filing Date: July 20, 2001

Art Unit

: 3764

Paper No.: 4

Examiner: Fenn C. Mathew

Our Case: P70501

: Exercise Apparatus for Simulating Skating Movement

Dear Sirs:

Enclosed please find the applicant's response to the official action mailed 12 September 2003 which is due 12 December 2003.

It is believed that the enclosed response has been timely filed in full reply to the official action. It is also believed that with the enclosed amendment, no additional claims fees are required.

If necessary, it is hereby petitioned under 37 CFR 1.136 that the response term in this application be extended to a date which includes the filing date of the present AMENDMENT.

The Examiner is hereby authorized to charge any required extension of time fees or any additional claim fees which may be required, or credit any overpayment to our account number 18-1350.

Respectfully submitted

GMT/lms

Response

Encl.

Ret. Ack. Card

Reg. No. 43,

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademarks Office Fax No. 703-872-9306 on October 21, 2003.

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

AMENDMENT

Re: NIZAMUDDIN, Nash

Serial No. 09/909020

Filed: July 20, 2001

Title: Exercise Apparatus for Simulating Skating

Movement

Case No.: P70501

Paper No.: 4 Art Unit: 3764

Examiner: Fenn C. Mathew

Toronto, Ontario

October 21, 2003

To: MAIL STOP NON-FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA, U.S.A.

22313-1450

AMENDMENT BY FACSIMILE

No. 703-872-9306

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Official Action dated September 12, 2003, the Examiner is requested to amend the above noted application as follows:

IN THE CLAIMS

The Examiner is requested to amend each of independent claims 1, 11 and 17 as per the following claim amendments which recite the claimed apparatus as including a pair of shuttles for supporting a foot of a user standing in a generally forward facing position thereon. No amendments to the remaining claims have been made.